THE HON'BLE SRI JUSTICE P.S. NARAYANA

WRIT PETITION No.18131 of 2006

Date: 01.09.2006

Between:

Bijjam Nageswara Rao

... PETITIONER

AND

District Panchayat Officer,
East Godavari District, Kakinada
& another.

... RESPONDENTS

THE HON'BLE SRI JUSTICE P.S. NARAYANA

WRIT PETITION No.18131 of 2006

ORDER:-

On 30.08.2006, notice before admission was ordered.

2. Learned counsel representing the respondents would submit that he had instructions.

3. The writ petition is filed for a Mandamus to declare the action of the 2nd respondent in interfering with the petitioner's work of repairing/re-fixing the shutter and raising back wall to the shop allotted under lease as per the proceedings No.76/A1/2006, dated 20.08.2006 and 21.08.2006 of the 2nd respondent as illegal, arbitrary and consequently direct the respondents not to interfere with the possession and enjoyment of the said shop and pass such suitable orders.

4. Learned Standing counsel representing the 2nd respondent submits that the Grampanchayat has no funds.

5. Learned counsel for the petitioner submits that the writ petitioner is prepared to repair and refix the shutter and raise the back wall to the shop allotted under lease as per the proceedings

No.76/A1/2006, dated 20.08.2006 and 21.08.2006 by meeting his own expenditure.

6. The said submission is hereby recorded and accordingly the writ petitioner is permitted to repair/refix the shutter by raising back wall to the shutter allotted under the lease as per the proceedings No.76/A1/2006, dated 20.08.2006 and 21.08.2006 at his own costs.

7. Writ petition is accordingly disposed of. No order as to costs.

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P.S. NARAYANA, J

Date: 01.09.2006
Note:- Issue CC tomorrow.
B/o.
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